THE HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO. 20837 OF 2006

Between :

D.Padmaiah, South Lalaguda,
Secunderabad

… Petitioner

And :

The Commissioner of Police, Hyderabad
And others.

… Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO. 20837 OF 2006

ORAL ORDER :

The writ petition is misconceived and fundamentally so. The petitioner sought this relief:

> " … declaring the impugned action of the respondents 2 and 3 in contemplating to arrest the petitioner in Crime No. 243 of 2005, dated 3.8.2005 on the file of the 3rd respondent P.S though the petitioner is not at all connected with the case as highly illegal, arbitrary and violative of Art. 14 and 21 of the Constitution of India and quash the proceedings in Crime No. 243 of 2005, dated 3.8.2005 on the file of the 3rd respondent P.S so far as the petitioner herein and pass such other order or orders in the interest of justice."

The petitioner is the 5th accused in Cr.No. 243/05 of Malkajgiri PS, Hyderabad wherein he is alleged to have abetted the 1st accused in the commission of offences punishable under Sections 376 and 354 r/w 109 IPC. The petitioner earlier filed Crl. P. NO.3933 of 2006 u/Sec. 4 3 8 Cr.P.C. seeking anticipatory bail. The said petition was

dismissed on 7.9.2006 by this court. Thereafter he filed the present writ petition seeking the extravagant relief extracted supra.

There is no legal basis for the relief sought, as there is no merit in the writ petition. The writ petition is accordingly dismissed. No order as to costs.

Dt: 24.11.2006 ----------

Pvsn/Tsnr Justice G. Raghuram